



Phillips Lytle LLP

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Via CM/ECF

November 8, 2024

Honorable Nelson Stephen Román
United States Courthouse
300 Quarropas Street
White Plains, New York 10601

Re: *Herold Perez, Individually and For All Others Similarly Situated v. On the Mark Utility Locating Services, Inc.*; Case No. 7:24-cv-02908-NSR
Request to Stay Scheduling Order

Dear Judge Román:

As you are likely aware, we represent Defendant in the above-referenced matter. On October 7, 2024, the parties settled this matter in principle and are still working on negotiating a written settlement agreement. The parties jointly request that the scheduling order be stayed in the interim. In the event that an impasse occurs, the parties will advise the Court and request a revised Scheduling Order.

Please do not hesitate to contact the undersigned with any questions or concerns.

Respectfully submitted,

Phillips Lytle LLP

By /s/ Kevin J. Mulvehill

Kevin J. Mulvehill

KJM2npf

cc: Counsel of record

Doc #5537733

The parties' assented to request to stay the scheduling order for 30 days (December 12, 2024) is GRANTED. The parties are directed to jointly provide the Court with a status update on or before December 12, 2024. The Clerk of Court is kindly directed to terminate the motion at ECF No. 10.

Dated: November 12, 2024

White Plains, NY

SO ORDERED:

NELSON S. ROMÁN
United States District Judge

ATTORNEYS AT LAW

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